

Senate File 517

S-3354

1 Amend the House amendment, S-3285, to Senate File
2 517, as amended, passed, and reprinted by the Senate,
3 as follows:

4 1. By striking page 1, line 5, through page 20,
5 line 19, and inserting:

6 <<DIVISION I
7 FY 2011-2012

8 Section 1. DEPARTMENT OF CULTURAL AFFAIRS. There
9 is appropriated from the general fund of the state to
10 the department of cultural affairs for the fiscal year
11 beginning July 1, 2011, and ending June 30, 2012, the
12 following amounts, or so much thereof as is necessary,
13 to be used for the purposes designated:

14 1. ADMINISTRATION

15 For salaries, support, maintenance, miscellaneous
16 purposes, and for not more than the following full-time
17 equivalent positions for the department:

18 \$ 181,813
19 FTEs 74.50

20 The department of cultural affairs shall coordinate
21 activities with the tourism office of the department of
22 economic development to promote attendance at the state
23 historical building and at this state's historic sites.

24 Full-time equivalent positions authorized under
25 this subsection shall be funded, in full or in part,
26 using moneys appropriated under this subsection and
27 subsections 3 through 7.

28 2. COMMUNITY CULTURAL GRANTS

29 For planning and programming for the community
30 cultural grants program established under section
31 303.3:

32 \$ 172,090

33 3. HISTORICAL DIVISION

34 For the support of the historical division:

35 \$ 2,767,701

36 4. HISTORIC SITES

37 For the administration and support of historic
38 sites:

39 \$ 426,398

40 5. ARTS DIVISION

41 For the support of the arts division:

42 \$ 933,764

43 6. IOWA GREAT PLACES

44 For the Iowa great places program established under
45 section 303.3C:

46 \$ 193,823

47 7. ARCHIVE IOWA GOVERNORS' RECORDS

48 For archiving the records of Iowa governors:

49 \$ 65,933

50 8. RECORDS CENTER RENT

1 For payment of rent for the state records center:
2 \$ 227,243

3 9. BATTLE FLAGS

4 For continuation of the project recommended by the
5 Iowa battle flag advisory committee to stabilize the
6 condition of the battle flag collection:
7 \$ 60,000

8 Sec. 2. GOALS AND ACCOUNTABILITY — ECONOMIC
9 DEVELOPMENT.

10 1. For the fiscal year beginning July 1, 2011, the
11 goals for the department of economic development shall
12 be to expand and stimulate the state economy, increase
13 the wealth of Iowans, and increase the population of
14 the state.

15 2. To achieve the goals in subsection 1, the
16 department of economic development shall do all of the
17 following for the fiscal year beginning July 1, 2011:

18 a. Concentrate its efforts on programs and
19 activities that result in commercially viable products
20 and services.

21 b. Adopt practices and services consistent with
22 free market, private sector philosophies.

23 c. Ensure economic growth and development
24 throughout the state.

25 d. Work with businesses and communities to
26 continually improve the economic development climate
27 along with the economic well-being and quality of life
28 for Iowans.

29 e. Coordinate with other state agencies to
30 ensure that they are attentive to the needs of an
31 entrepreneurial culture.

32 f. Establish a strong and aggressive marketing
33 image to showcase Iowa's workforce, existing industry,
34 and potential. A priority shall be placed on
35 recruiting new businesses, business expansion, and
36 retaining existing Iowa businesses. Emphasis shall be
37 placed on entrepreneurial development through helping
38 entrepreneurs secure capital, and developing networks
39 and a business climate conducive to entrepreneurs and
40 small businesses.

41 g. Encourage the development of communities and
42 quality of life to foster economic growth.

43 h. Prepare communities for future growth and
44 development through development, expansion, and
45 modernization of infrastructure.

46 i. Develop public-private partnerships with
47 Iowa businesses in the tourism industry, Iowa tour
48 groups, Iowa tourism organizations, and political
49 subdivisions in this state to assist in the development
50 of advertising efforts.

1 j. Develop, to the fullest extent possible,
2 cooperative efforts for advertising with contributions
3 from other sources.

4 Sec. 3. DEPARTMENT OF ECONOMIC DEVELOPMENT.

5 1. APPROPRIATION

6 There is appropriated from the general fund of the
7 state to the department of economic development for the
8 fiscal year beginning July 1, 2011, and ending June
9 30, 2012, the following amounts, or so much thereof as
10 is necessary, to be used for the purposes designated
11 in subsection 2, and for not more than the following
12 full-time equivalent positions:

13 \$ 9,638,789
14 FTEs 149.00

15 2. DESIGNATED PURPOSES

16 a. For salaries, support, miscellaneous purposes,
17 programs, and the maintenance of an administration
18 division, a business development division, and a
19 community development division.

20 b. The full-time equivalent positions authorized
21 under this section shall be funded, in whole or in
22 part, by the moneys appropriated under subsection 1 or
23 by other moneys received by the department, including
24 certain federal moneys.

25 c. For business development operations and
26 programs, the film office, international trade, export
27 assistance, workforce recruitment, and the partner
28 state program.

29 d. For transfer to the strategic investment fund
30 created in section 15.313.

31 e. For transfer to the grow Iowa values fund
32 created in section 15G.111.

33 f. For community economic development programs,
34 tourism operations, community assistance, plans
35 for Iowa green corps and summer youth programs,
36 the mainstreet and rural mainstreet programs, the
37 school-to-career program, the community development
38 block grant, and housing and shelter-related programs.

39 g. For achieving the goals and accountability, and
40 fulfilling the requirements and duties required under
41 this Act.

42 3. NONREVERSION

43 Notwithstanding section 8.33, moneys appropriated in
44 subsection 1 that remain unencumbered or unobligated
45 at the close of the fiscal year shall not revert but
46 shall remain available for expenditure for the purposes
47 designated in subsection 2 until the close of the
48 succeeding fiscal year.

49 4. FINANCIAL ASSISTANCE RESTRICTIONS

50 a. A business creating jobs through moneys

1 appropriated in this section shall be subject to
2 contract provisions requiring new and retained jobs to
3 be filled by individuals who are citizens of the United
4 States who reside within the United States or any
5 person authorized to work in the United States pursuant
6 to federal law, including legal resident aliens in the
7 United States.

8 b. Any vendor who receives moneys appropriated in
9 this section shall adhere to such contract provisions
10 and provide periodic assurances as the state shall
11 require that the jobs are filled solely by citizens of
12 the United States who reside within the United States
13 or any person authorized to work in the United States
14 pursuant to federal law, including legal resident
15 aliens in the United States.

16 c. A business that receives financial assistance
17 from the department from moneys appropriated in
18 this section shall only employ individuals legally
19 authorized to work in this state. In addition to all
20 other applicable penalties provided by current law, all
21 or a portion of the assistance received by a business
22 which is found to knowingly employ individuals not
23 legally authorized to work in this state is subject to
24 recapture by the department.

25 5. USES OF APPROPRIATIONS

26 a. From the moneys appropriated in this section,
27 the department may provide financial assistance in the
28 form of a grant to a community economic development
29 entity for conducting a local workforce recruitment
30 effort designed to recruit former citizens of the state
31 and former students at colleges and universities in the
32 state to meet the needs of local employers.

33 b. From the moneys appropriated in this section,
34 the department may provide financial assistance to
35 early stage industry companies being established by
36 women entrepreneurs.

37 c. From the moneys appropriated in this section,
38 the department may provide financial assistance in the
39 form of grants, loans, or forgivable loans for advanced
40 research and commercialization projects involving
41 value-added agriculture, advanced technology, or
42 biotechnology.

43 d. The department shall not use any moneys
44 appropriated in this section for purposes of providing
45 financial assistance for the Iowa green streets pilot
46 project or for any other program or project that
47 involves the installation of geothermal systems for
48 melting snow and ice from streets or sidewalks.

49 6. WORLD FOOD PRIZE

50 For allocating moneys for the world food prize and

1 notwithstanding the standing appropriation in section
2 15.368, subsection 1:

3 \$ 500,000

4 7. IOWA COMMISSION ON VOLUNTEER SERVICE

5 For allocation to the Iowa commission on volunteer
6 service for the Iowa's promise and mentoring
7 partnership programs, for transfer to the Iowa state
8 commission grant program, and for not more than the
9 following full-time equivalent positions:

10 \$ 178,133

11 FTEs 7.00

12 Of the moneys appropriated in this subsection, the
13 department shall allocate \$75,000 for purposes of
14 the Iowa state commission grant program and \$103,133
15 for purposes of the Iowa's promise and mentoring
16 partnership programs.

17 Notwithstanding section 8.33, moneys appropriated in
18 this subsection that remain unencumbered or unobligated
19 at the close of the fiscal year shall not revert but
20 shall remain available for expenditure for the purposes
21 designated until the close of the succeeding fiscal
22 year.

23 Sec. 4. VISION IOWA PROGRAM — FTE
24 AUTHORIZATION. For purposes of administrative
25 duties associated with the vision Iowa program for the
26 fiscal year beginning July 1, 2011, the department of
27 economic development is authorized an additional 2.25
28 FTEs above those otherwise authorized in this division
29 of this Act.

30 Sec. 5. INSURANCE ECONOMIC DEVELOPMENT. From
31 the moneys collected by the division of insurance in
32 excess of the anticipated gross revenues under section
33 505.7, subsection 3, during the fiscal year beginning
34 July 1, 2011, \$100,000 shall be transferred to the
35 department of economic development for insurance
36 economic development and international insurance
37 economic development.

38 Sec. 6. COMMUNITY DEVELOPMENT LOAN
39 FUND. Notwithstanding section 15E.120, subsection
40 5, there is appropriated from the Iowa community
41 development loan fund all moneys available during the
42 fiscal year beginning July 1, 2011, and ending June 30,
43 2012, to the department of economic development for
44 purposes of the community development program.

45 Sec. 7. WORKFORCE DEVELOPMENT FUND. There is
46 appropriated from the workforce development fund
47 account created in section 15.342A to the workforce
48 development fund created in section 15.343 for the
49 fiscal year beginning July 1, 2011, and ending June
50 30, 2012, the following amount, for purposes of the

1 workforce development fund:
2 \$ 4,000,000

3 Sec. 8. WORKFORCE DEVELOPMENT ADMINISTRATION. From
4 moneys appropriated or transferred to or receipts
5 credited to the workforce development fund created in
6 section 15.343, up to \$400,000 for the fiscal year
7 beginning July 1, 2011, and ending June 30, 2012, are
8 appropriated to the department of economic development
9 for the administration of workforce development
10 activities including salaries, support, maintenance,
11 and miscellaneous purposes, and for not more than the
12 following full-time equivalent positions:

13 FTEs 4.00

14 Sec. 9. JOB TRAINING FUND. Notwithstanding section
15 15.251, all moneys in the job training fund on July 1,
16 2011, and any moneys appropriated or credited to the
17 fund during the fiscal year beginning July 1, 2011,
18 shall be transferred to the workforce development fund
19 established pursuant to section 15.343.

20 Sec. 10. GREEN INITIATIVES EXPENDITURE REPORT. By
21 January 1, 2012, the department of economic development
22 shall submit a written report to the general assembly
23 regarding all expenditures made during the previous
24 fiscal year for purposes of green initiatives,
25 sustainability programs, and all such similar efforts.
26 The report shall identify such expenditures with a
27 level of specificity sufficient to allow the general
28 assembly to evaluate and assess the propriety of such
29 expenditures under the spending authority given to the
30 department for such purposes.

31 Sec. 11. IOWA STATE UNIVERSITY.

32 1. There is appropriated from the general fund
33 of the state to Iowa state university of science
34 and technology for the fiscal year beginning July
35 1, 2011, and ending June 30, 2012, the following
36 amount, or so much thereof as is necessary, to be used
37 for small business development centers, the science
38 and technology research park, and the institute for
39 physical research and technology, and for not more than
40 the following full-time equivalent positions:

41 \$ 2,424,302
42 FTEs 56.63

43 2. Of the moneys appropriated in subsection 1,
44 Iowa state university of science and technology shall
45 allocate at least \$936,345 for purposes of funding
46 small business development centers. Iowa state
47 university of science and technology may allocate
48 moneys appropriated in subsection 1 to the various
49 small business development centers in any manner
50 necessary to achieve the purposes of this subsection.

1 3. Iowa state university of science and technology
2 shall do all of the following:

3 a. Direct expenditures for research toward projects
4 that will provide economic stimulus for Iowa.

5 b. Provide emphasis to providing services to
6 Iowa-based companies.

7 4. It is the intent of the general assembly
8 that the industrial incentive program focus on Iowa
9 industrial sectors and seek contributions and in-kind
10 donations from businesses, industrial foundations, and
11 trade associations, and that moneys for the institute
12 for physical research and technology industrial
13 incentive program shall be allocated only for projects
14 which are matched by private sector moneys for directed
15 contract research or for nondirected research. The
16 match required of small businesses as defined in
17 section 15.102, subsection 6, for directed contract
18 research or for nondirected research shall be \$1 for
19 each \$3 of state funds. The match required for other
20 businesses for directed contract research or for
21 nondirected research shall be \$1 for each \$1 of state
22 funds. The match required of industrial foundations
23 or trade associations shall be \$1 for each \$1 of state
24 funds.

25 Iowa state university of science and technology
26 shall report annually to the joint appropriations
27 subcommittee on economic development and the
28 legislative services agency the total amount of
29 private contributions, the proportion of contributions
30 from small businesses and other businesses, and
31 the proportion for directed contract research and
32 nondirected research of benefit to Iowa businesses and
33 industrial sectors.

34 5. Notwithstanding section 8.33, moneys
35 appropriated in this section that remain unencumbered
36 or unobligated at the close of the fiscal year shall
37 not revert but shall remain available for expenditure
38 for the purposes designated until the close of the
39 succeeding fiscal year.

40 Sec. 12. UNIVERSITY OF IOWA.

41 1. There is appropriated from the general fund
42 of the state to the state university of Iowa for the
43 fiscal year beginning July 1, 2011, and ending June
44 30, 2012, the following amount, or so much thereof
45 as is necessary, to be used for the state university
46 of Iowa research park and for the advanced drug
47 development program at the Oakdale research park,
48 including salaries, support, maintenance, equipment,
49 miscellaneous purposes, and for not more than the
50 following full-time equivalent positions:

1 \$ 209,279
2 FTEs 6.00

3 2. The state university of Iowa shall do all of the
4 following:

5 a. Direct expenditures for research toward projects
6 that will provide economic stimulus for Iowa.

7 b. Provide emphasis to providing services to
8 Iowa-based companies.

9 3. Notwithstanding section 8.33, moneys
10 appropriated in this section that remain unencumbered
11 or unobligated at the close of the fiscal year shall
12 not revert but shall remain available for expenditure
13 for the purposes designated until the close of the
14 succeeding fiscal year.

15 Sec. 13. UNIVERSITY OF NORTHERN IOWA.

16 1. There is appropriated from the general fund of
17 the state to the university of northern Iowa for the
18 fiscal year beginning July 1, 2011, and ending June 30,
19 2012, the following amount, or so much thereof as is
20 necessary, to be used for the metal casting institute,
21 the MyEntreNet internet application, and the institute
22 of decision making, including salaries, support,
23 maintenance, miscellaneous purposes, and for not more
24 than the following full-time equivalent positions:

25 \$ 574,716
26 FTEs 6.75

27 2. Of the moneys appropriated pursuant to
28 subsection 1, the university of northern Iowa shall
29 allocate at least \$117,639 for purposes of support
30 of entrepreneurs through the university's regional
31 business center.

32 3. The university of northern Iowa shall do all of
33 the following:

34 a. Direct expenditures for research toward projects
35 that will provide economic stimulus for Iowa.

36 b. Provide emphasis to providing services to
37 Iowa-based companies.

38 4. Notwithstanding section 8.33, moneys
39 appropriated in this section that remain unencumbered
40 or unobligated at the close of the fiscal year shall
41 not revert but shall remain available for expenditure
42 for the purposes designated until the close of the
43 succeeding fiscal year.

44 Sec. 14. BOARD OF REGENTS REPORT. The state board
45 of regents shall submit a report on the progress of
46 regents institutions in meeting the strategic plan for
47 technology transfer and economic development to the
48 secretary of the senate, the chief clerk of the house
49 of representatives, and the legislative services agency
50 by January 15, 2012.

1 a. For the development and administration of an
2 offender reentry program to provide offenders with
3 employment skills, and for not more than the following
4 full-time equivalent positions:
5 \$ 284,464
6 FTEs 3.00

7 b. The department shall partner with the department
8 of corrections to provide staff within the correctional
9 facilities to improve offenders' abilities to find and
10 retain productive employment.

11 5. DEFINITIONS

12 For purposes of this section:

13 a. "Field office" means a satellite office of
14 a workforce development center through which the
15 workforce development center maintains a physical
16 presence in a county as described in section 84B.2.
17 For purposes of this paragraph, a workforce development
18 center maintains a physical presence in a county if the
19 center employs a staff person. "Field office" does not
20 include the presence of a workforce development center
21 maintained by electronic means.

22 b. "Workforce development center" means a center
23 at which state and federal employment and training
24 programs are colocated and at which services are
25 provided at a local level as described in section
26 84B.1.

27 6. NONREVERSION

28 Notwithstanding section 8.33, moneys appropriated in
29 this section that remain unencumbered or unobligated
30 at the close of the fiscal year shall not revert but
31 shall remain available for expenditure for the purposes
32 designated until the close of the succeeding fiscal
33 year.

34 Sec. 16. WORKERS' COMPENSATION CARRYFORWARD
35 APPROPRIATION.

36 1. There is appropriated from the general fund of
37 the state to the department of workforce development
38 for the fiscal year beginning July 1, 2010, and
39 ending June 30, 2011, the following amount, or so much
40 thereof as is necessary, to be used for the purposes
41 designated:

42 For expenditure in the fiscal year beginning July
43 1, 2011, for the division of workers' compensation,
44 including salaries, support, maintenance, and
45 miscellaneous purposes:
46 \$ 300,000

47 2. Notwithstanding section 8.33, moneys
48 appropriated in this section that remain unencumbered
49 or unobligated at the close of the fiscal year shall
50 not revert but shall remain available for expenditure

1 for the purposes designated until the close of the
2 succeeding fiscal year.

3 Sec. 17. ACCOUNTABILITY — AUDIT. The auditor of
4 state shall annually conduct an audit of the department
5 of workforce development and shall report the findings
6 of such annual audit, including the accountability
7 of programs of the department, to the chairpersons
8 and ranking members of the joint appropriations
9 subcommittee on economic development. The department
10 shall pay for the costs associated with the audit.

11 Sec. 18. EMPLOYMENT SECURITY CONTINGENCY FUND.

12 1. There is appropriated from the special
13 employment security contingency fund to the department
14 of workforce development for the fiscal year beginning
15 July 1, 2011, and ending June 30, 2012, the following
16 amount, or so much thereof as is necessary, to be used
17 for field offices:

18 \$ 1,217,084

19 2. Any remaining additional penalty and interest
20 revenue collected by the department of workforce
21 development is appropriated to the department for the
22 fiscal year beginning July 1, 2011, and ending June 30,
23 2012, to accomplish the mission of the department.

24 Sec. 19. UNEMPLOYMENT COMPENSATION RESERVE FUND
25 — FIELD OFFICES. Notwithstanding section 96.9,
26 subsection 8, paragraph "e", there is appropriated
27 from interest earned on the unemployment compensation
28 reserve fund to the department of workforce development
29 for the fiscal year beginning July 1, 2011, and ending
30 June 30, 2012, the following amount or so much thereof
31 as is necessary, for the purposes designated:

32 For the operation of field offices:

33 \$ 4,238,260

34 Sec. 20. GENERAL FUND — EMPLOYEE MISCLASSIFICATION
35 PROGRAM. There is appropriated from the general fund
36 of the state to the department of workforce development
37 for the fiscal year beginning July 1, 2011, and
38 ending June 30, 2012, the following amount, or so much
39 thereof as is necessary, to be used for the purposes
40 designated:

41 For enhancing efforts to investigate employers that
42 misclassify workers and for not more than the following
43 full-time equivalent positions:

44 \$ 451,458

45 FTEs 8.10

46 Sec. 21. APPROPRIATIONS RESTRICTED. The department
47 of workforce development shall not use any of the
48 moneys appropriated in this division of this Act for
49 purposes of the national career readiness certificate
50 program.

1 Sec. 22. IOWA FINANCE AUTHORITY.

2 1. There is appropriated from the general fund
3 of the state to the Iowa finance authority for the
4 fiscal year beginning July 1, 2011, and ending June 30,
5 2012, the following amount, or so much thereof as is
6 necessary, to be used to provide reimbursement for rent
7 expenses to eligible persons under the rent subsidy
8 program:

9 \$ 658,000

10 2. Participation in the rent subsidy program
11 shall be limited to only those persons who meet the
12 requirements for the nursing facility level of care for
13 home and community-based services waiver services as in
14 effect on July 1, 2011, and to those individuals who
15 are eligible for the federal money follows the person
16 grant program under the medical assistance program. Of
17 the moneys appropriated in this section, not more than
18 \$35,000 may be used for administrative costs.

19 Sec. 23. IOWA FINANCE AUTHORITY AUDIT. The auditor
20 of state is requested to review the audit of the Iowa
21 finance authority performed by the auditor hired by the
22 authority.

23 Sec. 24. PUBLIC EMPLOYMENT RELATIONS BOARD.

24 1. There is appropriated from the general fund of
25 the state to the public employment relations board for
26 the fiscal year beginning July 1, 2011, and ending June
27 30, 2012, the following amount, or so much thereof as
28 is necessary, for the purposes designated:

29 For salaries, support, maintenance, miscellaneous
30 purposes, and for not more than the following full-time
31 equivalent positions:

32 \$ 1,057,871
33 FTEs 10.00

34 2. Of the moneys appropriated in this section,
35 the board shall allocate \$15,000 for maintaining a
36 website that allows searchable access to a database of
37 collective bargaining information.

38 Sec. 25. UNEMPLOYMENT COMPENSATION PROGRAM. Notwithstanding
39 section 96.9, subsection 4, paragraph "a", moneys
40 credited to the state by the secretary of the treasury
41 of the United States pursuant to section 903 of
42 the Social Security Act are appropriated to the
43 department of workforce development and shall be
44 used by the department for the administration of
45 the unemployment compensation program only. This
46 appropriation shall not apply to any fiscal year
47 beginning after December 31, 2011.

48 Sec. 26. AGENCY APPEARANCES BEFORE APPROPRIATIONS
49 SUBCOMMITTEE. The directors, or the directors'
50 designees, of the Iowa finance authority and the

1 department of economic development, and any successor
2 entities, shall annually appear before the members
3 of the joint subcommittee on economic development
4 appropriations and present a proposed budget. The
5 proposed budget shall include a detailed accounting of
6 all moneys received, from any source, and all moneys
7 expended, for any purpose, during the current fiscal
8 year and the prior fiscal year. The proposed budget
9 shall also include a detailed expenditure plan for such
10 moneys during the next fiscal year.

11 Sec. 27. EFFECTIVE UPON ENACTMENT — RETROACTIVE
12 APPLICABILITY. The section of this Act appropriating
13 moneys from the general fund of the state to the
14 department of workforce development in the fiscal
15 year beginning July 1, 2010, for expenditure for the
16 fiscal year beginning July 1, 2011, for the division
17 of workers' compensation, being deemed of immediate
18 importance, takes effect upon enactment, and if
19 approved by the governor after July 1, 2011, applies
20 retroactively to June 30, 2011.

21 DIVISION II

22 MISCELLANEOUS PROVISIONS

23 Sec. 28. Section 15.301, subsection 1, paragraph
24 c, subparagraph (1), Code 2011, is amended to read as
25 follows:

26 (1) If, on March 31, 2011, there are unobligated
27 moneys in the fund, such unobligated moneys shall
28 revert to the general fund of the state be transferred
29 and appropriated to the department of workforce
30 development for the fiscal year beginning July 1, 2011,
31 for purposes of providing funding for field offices.

32 Sec. 29. Section 15E.117, subsection 3, paragraph
33 b, Code 2011, is amended by striking the paragraph.

34 Sec. 30. Section 16.41, subsection 1, Code 2011, is
35 amended to read as follows:

36 1. A shelter assistance fund is created as a
37 revolving fund in the state treasury under the control
38 of the authority consisting of any moneys appropriated
39 by the general assembly and received under section
40 428A.8 for purposes of the rehabilitation, expansion,
41 or costs of operations of group home shelters for the
42 homeless and domestic violence shelters, evaluation
43 of services for the homeless, and match moneys for
44 federal funds for the homeless management information
45 system. Each fiscal year, moneys in the fund, in an
46 amount equal to not more than two percent of the total
47 moneys distributed as grants from the fund during the
48 fiscal year, may be used for purposes of administering
49 the fund.

50 Sec. 31. Section 123.183, subsection 2, paragraph

1 b, Code 2011, is amended by striking the paragraph and
2 inserting in lieu thereof the following:

3 b. (1) A wine gallonage tax fund is created in the
4 office of the treasurer of state.

5 (2) Moneys deposited in the fund are appropriated
6 as follows:

7 (a) To the midwest grape and wine industry
8 institute at Iowa state university of science and
9 technology, one hundred twenty thousand dollars.

10 (b) To the department of economic development for
11 purposes of section 15E.117, the balance of moneys
12 in the fund after the appropriation in subparagraph
13 subdivision (a).

14 (3) Moneys in the fund and moneys appropriated from
15 the fund pursuant to subparagraph (2) are not subject
16 to reversion under section 8.33.

17 Sec. 32. Section 404A.1, subsection 2, paragraph d,
18 as enacted by 2011 Iowa Acts, Senate File 521, section
19 1, is amended to read as follows:

20 d. "*Rehabilitation period*" means the period of time
21 during which an eligible property is rehabilitated
22 commencing from the date on which the first qualified
23 rehabilitation cost is incurred and ending with the end
24 of the taxable year in which the property is placed
25 in service. A project's rehabilitation period may
26 include dates that precede approval of a project under
27 section 404A.3, but any costs incurred prior to such
28 approval must be qualified rehabilitation expenditures
29 ~~as defined in section 47(c)(2) of the Internal Revenue~~
30 ~~Code in order to be qualified rehabilitation costs~~
31 ~~under this~~
32 ~~chapter costs.~~

33 Sec. 33. Section 427.1, subsection 21, Code 2011,
34 is amended to read as follows:

35 21. *Low-rent housing.* The property owned and
36 operated or controlled by a nonprofit organization, as
37 recognized by the internal revenue service, providing
38 low-rent housing for persons who are elderly and
39 persons with physical and mental disabilities. For
40 the purposes of this subsection, the controlling
41 nonprofit entity may serve as a general partner or
42 managing member of a limited liability company or
43 limited liability partnership which owns the property.

44 The exemption granted under the provisions of this
45 subsection shall apply only until the final payment
46 due date of the borrower's original low-rent housing
47 development mortgage or until the borrower's original
48 low-rent housing development mortgage is paid in
49 full or expires, whichever is sooner, subject to
50 the provisions of subsection 14. However, if the

1 borrower's original low-rent housing development
2 mortgage is refinanced, the exemption shall apply
3 only until the date that would have been the final
4 payment due date under the terms of the borrower's
5 original low-rent housing development mortgage or until
6 the refinanced mortgage is paid in full or expires,
7 whichever is sooner, subject to the provisions of
8 subsection 14.

9 Sec. 34. 2008 Iowa Acts, chapter 1190, section 30,
10 subsection 3, is amended to read as follows:

11 3. As part of the plan, the department of workforce
12 development shall set a goal of having at least one
13 certified one-stop center in each of the fifteen
14 workforce regions by the year ~~2012~~ 2014.

15 Sec. 35. 2010 Iowa Acts, chapter 1184, section
16 37, is amended by adding the following new unnumbered
17 paragraph:

18 NEW UNNUMBERED PARAGRAPH. Notwithstanding section
19 8.33, moneys appropriated in this section shall not
20 revert at the close of the fiscal year for which they
21 are appropriated but shall remain available for the
22 purposes designated until the close of the fiscal year
23 that begins July 1, 2011. The full-time equivalent
24 position authorized in this section shall continue to
25 be authorized until the close of the fiscal year that
26 begins July 1, 2011.

27 Sec. 36. 2010 Iowa Acts, chapter 1193, section 88,
28 is amended to read as follows:

29 SEC. 88. TAIWAN TRADE OFFICE — IOWA COMPREHENSIVE
30 PETROLEUM UNDERGROUND STORAGE TANK FUND. There is
31 appropriated from the Iowa comprehensive petroleum
32 underground storage tank fund to the department of
33 economic development for the fiscal year beginning
34 July 1, 2010, and ending June 30, 2011, the following
35 amount, or so much thereof as is necessary, to be used
36 for the purposes designated:

37 Notwithstanding section 455G.3, subsection 1, for
38 establishing a trade office in Taipei, Taiwan:

39 \$ 100,000

40 Notwithstanding section 8.33, moneys appropriated
41 in this section shall not revert at the close of the
42 fiscal year for which they are appropriated but shall
43 remain available for the purposes designated until the
44 close of the fiscal year that begins July 1, 2011.

45 If the department cannot arrange for matching moneys
46 from another source by June 30, 2012, in an amount at
47 least equal to the appropriation made in this section,
48 the moneys appropriated in this section shall revert to
49 the Iowa comprehensive petroleum underground storage
50 tank fund.

1 Sec. 37. EFFECTIVE UPON ENACTMENT — RETROACTIVE
2 APPLICABILITY.

3 1. The section of this division of this Act
4 amending section 15.301, being deemed of immediate
5 importance, takes effect upon enactment and applies
6 retroactively to March 30, 2011.

7 2. The section of this division of this Act
8 amending section 404A.1, subsection 2, being deemed of
9 immediate importance, takes effect upon enactment and
10 applies retroactively to July 1, 2009, for projects
11 approved and tax credits reserved on or after that
12 date.

13 3. The section of this division of this Act
14 amending 2010 Iowa Acts, chapter 1193, being deemed of
15 immediate importance, takes effect upon enactment, and
16 if approved by the governor after July 1, 2011, applies
17 retroactively to June 30, 2011.

18 DIVISION III

19 TAX CREDITS

20 Sec. 38. Section 15.119, subsection 2, Code 2011,
21 is amended to read as follows:

22 2. The department, with the approval of the board,
23 shall adopt by rule a procedure for allocating the
24 aggregate tax credit limit established in this section
25 among the following programs ~~administered by the~~
26 ~~department~~:

27 a. The high quality job creation program
28 administered pursuant to sections 15.326 through
29 15.336.

30 b. The film, television, and video project
31 promotion program administered pursuant to sections
32 15.391 through 15.393.

33 c. The corporate tax research credit under the
34 quality jobs enterprise zone program pursuant to
35 section 15A.9, subsection 8.

36 d. The enterprise zones program administered
37 pursuant to sections 15E.191 through 15E.197.

38 e. The assistive device tax credit program
39 administered pursuant to section 422.11E and section
40 422.33, subsection 9.

41 f. The tax credits for investments in qualifying
42 businesses and community-based seed capital funds
43 issued pursuant to section 15E.43. In allocating tax
44 credits pursuant to this subsection, the department
45 shall allocate two million dollars for purposes of this
46 paragraph.

47 g. The tax credits for investments in an innovation
48 fund pursuant to section 15E.52. In allocating tax
49 credits pursuant to this subsection, the department
50 shall allocate eight million dollars for purposes of

1 this paragraph.

2 Sec. 39. Section 15E.42, subsection 2, Code 2011,
3 is amended to read as follows:

4 2. "Board" means the ~~Iowa capital investment~~
5 economic development board created in section ~~15E.63~~
6 15.103.

7 Sec. 40. Section 15E.43, subsection 4, Code 2011,
8 is amended by striking the subsection and inserting in
9 lieu thereof the following:

10 4. The board shall not issue tax credits under
11 this section in excess of the amount approved by the
12 department for any one fiscal year pursuant to section
13 15.119.

14 Sec. 41. Section 15E.44, subsection 2, paragraphs d
15 and e, Code 2011, are amended to read as follows:

16 d. The business is not a business engaged primarily
17 in retail sales, real estate, or the provision of
18 health care or other ~~professional~~ services that require
19 a professional license.

20 e. The business shall not have a net worth that
21 exceeds ~~ten~~ five million dollars.

22 Sec. 42. NEW SECTION. 15E.52 Innovation fund
23 investment tax credits.

24 1. For purposes of this section, unless the context
25 otherwise requires:

26 a. "Board" means the same as defined in section
27 15.102.

28 b. "Innovation fund" means one or more early-stage
29 capital funds certified by the board.

30 c. "Innovative business" means a business applying
31 novel or original methods to the manufacture of a
32 product or the delivery of a service. "Innovative
33 business" includes but is not limited to a business
34 engaged in a targeted industry as defined in section
35 15.411.

36 2. a. A tax credit shall be allowed against the
37 taxes imposed in chapter 422, divisions II, III, and V,
38 and in chapter 432, and against the moneys and credits
39 tax imposed in section 533.329, for a portion of a
40 taxpayer's equity investment in an innovation fund.

41 b. An individual may claim a tax credit under this
42 section of a partnership, limited liability company,
43 S corporation, estate, or trust electing to have
44 income taxed directly to the individual. The amount
45 claimed by the individual shall be based upon the
46 pro rata share of the individual's earnings from the
47 partnership, limited liability company, S corporation,
48 estate, or trust.

49 3. The amount of a tax credit allowed under
50 this section shall not exceed twenty percent of the

1 taxpayer's equity investment in an innovation fund.

2 4. A taxpayer shall not claim a tax credit under
3 this section if the taxpayer is a venture capital
4 investment fund allocation manager for the Iowa fund
5 of funds created in section 15E.65 or an investor that
6 receives a tax credit for the same investment in a
7 qualifying business as described in section 15E.44 or
8 in a community-based seed capital fund as described in
9 section 15E.45.

10 5. a. The board shall issue certificates under
11 this section which may be redeemed for tax credits.
12 The board shall issue such certificates so that not
13 more than the amount allocated for such tax credits
14 under section 15.119, subsection 2, may be claimed.
15 The certificates shall not be transferable.

16 b. The board shall, in cooperation with the
17 department of revenue, establish criteria and
18 procedures for the allocation and issuance of tax
19 credits by means of certificates issued by the board.
20 The criteria shall include the contingencies that must
21 be met for a certificate to be redeemable in order
22 to receive a tax credit. The procedures established
23 by the board, in cooperation with the department
24 of revenue, shall relate to the procedures for the
25 issuance of the certificates and for the redemption of
26 a certificate and related tax credit.

27 6. A taxpayer shall not redeem a certificate
28 and related tax credit prior to the third tax year
29 following the tax year in which the investment is
30 made. Any tax credit in excess of the taxpayer's
31 liability for the tax year may be credited to the
32 tax liability for the following five years or until
33 depleted, whichever is earlier. A tax credit shall not
34 be carried back to a tax year prior to the tax year in
35 which the taxpayer claims the tax credit.

36 7. An innovation fund shall submit an application
37 for certification to the board. The board shall
38 approve the application and certify the innovation fund
39 if all of the following criteria are met:

40 a. The fund is organized for the purposes of making
41 investments in promising early-stage companies which
42 have a principal place of business in the state and for
43 using the profits from such investments to fund further
44 investments.

45 b. The fund proposes to make investments in
46 innovative businesses.

47 c. The fund seeks to secure private funding sources
48 for investment in such businesses.

49 **Sec. 43. NEW SECTION. 422.11Y Innovation fund**
50 **investment tax credits.**

1 The taxes imposed under this division, less the
2 credits allowed under section 422.12, shall be reduced
3 by an innovation fund investment tax credit allowed
4 under section 15E.52.

5 Sec. 44. Section 422.33, Code 2011, is amended by
6 adding the following new subsection:

7 NEW SUBSECTION. 13. The taxes imposed under
8 this division shall be reduced by an innovation fund
9 investment tax credit allowed under section 15E.52.

10 Sec. 45. Section 422.60, Code 2011, is amended by
11 adding the following new subsection:

12 NEW SUBSECTION. 13. The taxes imposed under
13 this division shall be reduced by an innovation fund
14 investment tax credit allowed under section 15E.52.

15 Sec. 46. NEW SECTION. 432.12M Innovation fund
16 investment tax credit.

17 The taxes imposed under this chapter shall be
18 reduced by an innovation fund investment tax credit
19 allowed under section 15E.52.

20 Sec. 47. Section 533.329, subsection 2, Code 2011,
21 is amended by adding the following new paragraph:

22 NEW PARAGRAPH. 1. The moneys and credits tax
23 imposed under this section shall be reduced by an
24 innovation fund investment tax credit allowed under
25 section 15E.52.

26 Sec. 48. CODE EDITOR DIRECTIVE. If 2011 Iowa Acts,
27 House File 590, is enacted, the Code editor is directed
28 to change references in this Act from "economic
29 development board" to "economic development authority."

30 Sec. 49. RETROACTIVE APPLICABILITY. This division
31 of this Act applies retroactively to January 1, 2011,
32 for tax years beginning and investments made on or
33 after that date.

34 DIVISION IV
35 FY 2012-2013

36 Sec. 50. DEPARTMENT OF CULTURAL AFFAIRS. There
37 is appropriated from the general fund of the state to
38 the department of cultural affairs for the fiscal year
39 beginning July 1, 2012, and ending June 30, 2013, the
40 following amounts, or so much thereof as is necessary,
41 to be used for the purposes designated:

42 1. ADMINISTRATION

43 For salaries, support, maintenance, miscellaneous
44 purposes, and for not more than the following full-time
45 equivalent positions for the department:

46 \$ 90,907
47 FTEs 74.50

48 The department of cultural affairs shall coordinate
49 activities with the tourism office of the department of
50 economic development to promote attendance at the state

1 historical building and at this state's historic sites.
2 Full-time equivalent positions authorized under
3 this subsection shall be funded, in full or in part,
4 using moneys appropriated under this subsection and
5 subsections 3 through 7.

6 2. COMMUNITY CULTURAL GRANTS

7 For planning and programming for the community
8 cultural grants program established under section
9 303.3:

10 \$ 86,045

11 3. HISTORICAL DIVISION

12 For the support of the historical division:

13 \$ 1,383,851

14 4. HISTORIC SITES

15 For the administration and support of historic
16 sites:

17 \$ 213,199

18 5. ARTS DIVISION

19 For the support of the arts division:

20 \$ 466,882

21 6. IOWA GREAT PLACES

22 For the Iowa great places program established under
23 section 303.3C:

24 \$ 96,912

25 7. ARCHIVE IOWA GOVERNORS' RECORDS

26 For archiving the records of Iowa governors:

27 \$ 32,967

28 8. RECORDS CENTER RENT

29 For payment of rent for the state records center:

30 \$ 113,622

31 9. BATTLE FLAGS

32 For continuation of the project recommended by the
33 Iowa battle flag advisory committee to stabilize the
34 condition of the battle flag collection:

35 \$ 30,000

36 Sec. 51. GOALS AND ACCOUNTABILITY — ECONOMIC
37 DEVELOPMENT.

38 1. For the fiscal year beginning July 1, 2012, the
39 goals for the department of economic development shall
40 be to expand and stimulate the state economy, increase
41 the wealth of Iowans, and increase the population of
42 the state.

43 2. To achieve the goals in subsection 1, the
44 department of economic development shall do all of the
45 following for the fiscal year beginning July 1, 2012:

46 a. Concentrate its efforts on programs and
47 activities that result in commercially viable products
48 and services.

49 b. Adopt practices and services consistent with
50 free market, private sector philosophies.

- 1 c. Ensure economic growth and development
- 2 throughout the state.
- 3 d. Work with businesses and communities to
- 4 continually improve the economic development climate
- 5 along with the economic well-being and quality of life
- 6 for Iowans.
- 7 e. Coordinate with other state agencies to
- 8 ensure that they are attentive to the needs of an
- 9 entrepreneurial culture.
- 10 f. Establish a strong and aggressive marketing
- 11 image to showcase Iowa's workforce, existing industry,
- 12 and potential. A priority shall be placed on
- 13 recruiting new businesses, business expansion, and
- 14 retaining existing Iowa businesses. Emphasis shall be
- 15 placed on entrepreneurial development through helping
- 16 entrepreneurs secure capital, and developing networks
- 17 and a business climate conducive to entrepreneurs and
- 18 small businesses.
- 19 g. Encourage the development of communities and
- 20 quality of life to foster economic growth.
- 21 h. Prepare communities for future growth and
- 22 development through development, expansion, and
- 23 modernization of infrastructure.
- 24 i. Develop public-private partnerships with
- 25 Iowa businesses in the tourism industry, Iowa tour
- 26 groups, Iowa tourism organizations, and political
- 27 subdivisions in this state to assist in the development
- 28 of advertising efforts.
- 29 j. Develop, to the fullest extent possible,
- 30 cooperative efforts for advertising with contributions
- 31 from other sources.

32 Sec. 52. DEPARTMENT OF ECONOMIC DEVELOPMENT.

33 1. APPROPRIATION

34 There is appropriated from the general fund of the

35 state to the department of economic development for the

36 fiscal year beginning July 1, 2012, and ending June

37 30, 2013, the following amounts, or so much thereof as

38 is necessary, to be used for the purposes designated

39 in subsection 2, and for not more than the following

40 full-time equivalent positions:

41	\$	4,819,395
42	FTEs	149.00

43 2. DESIGNATED PURPOSES

44 a. For salaries, support, miscellaneous purposes,

45 programs, and the maintenance of an administration

46 division, a business development division, and a

47 community development division.

48 b. The full-time equivalent positions authorized

49 under this section shall be funded, in whole or in

50 part, by the moneys appropriated under subsection 1 or

1 by other moneys received by the department, including
2 certain federal moneys.

3 c. For business development operations and
4 programs, the film office, international trade, export
5 assistance, workforce recruitment, and the partner
6 state program.

7 d. For transfer to the strategic investment fund
8 created in section 15.313.

9 e. For transfer to the grow Iowa values fund
10 created in section 15G.111.

11 f. For community economic development programs,
12 tourism operations, community assistance, plans
13 for Iowa green corps and summer youth programs,
14 the mainstreet and rural mainstreet programs, the
15 school-to-career program, the community development
16 block grant, and housing and shelter-related programs.

17 g. For achieving the goals and accountability, and
18 fulfilling the requirements and duties required under
19 this Act.

20 3. NONREVERSION

21 Notwithstanding section 8.33, moneys appropriated in
22 subsection 1 that remain unencumbered or unobligated
23 at the close of the fiscal year shall not revert but
24 shall remain available for expenditure for the purposes
25 designated in subsection 2 until the close of the
26 succeeding fiscal year.

27 4. FINANCIAL ASSISTANCE RESTRICTIONS

28 a. A business creating jobs through moneys
29 appropriated in this section shall be subject to
30 contract provisions requiring new and retained jobs to
31 be filled by individuals who are citizens of the United
32 States who reside within the United States or any
33 person authorized to work in the United States pursuant
34 to federal law, including legal resident aliens in the
35 United States.

36 b. Any vendor who receives moneys appropriated in
37 this section shall adhere to such contract provisions
38 and provide periodic assurances as the state shall
39 require that the jobs are filled solely by citizens of
40 the United States who reside within the United States
41 or any person authorized to work in the United States
42 pursuant to federal law, including legal resident
43 aliens in the United States.

44 c. A business that receives financial assistance
45 from the department from moneys appropriated in
46 this section shall only employ individuals legally
47 authorized to work in this state. In addition to all
48 other applicable penalties provided by current law, all
49 or a portion of the assistance received by a business
50 which is found to knowingly employ individuals not

1 legally authorized to work in this state is subject to
2 recapture by the department.

3 5. USES OF APPROPRIATIONS

4 a. From the moneys appropriated in this section,
5 the department may provide financial assistance in the
6 form of a grant to a community economic development
7 entity for conducting a local workforce recruitment
8 effort designed to recruit former citizens of the state
9 and former students at colleges and universities in the
10 state to meet the needs of local employers.

11 b. From the moneys appropriated in this section,
12 the department may provide financial assistance to
13 early stage industry companies being established by
14 women entrepreneurs.

15 c. From the moneys appropriated in this section,
16 the department may provide financial assistance in the
17 form of grants, loans, or forgivable loans for advanced
18 research and commercialization projects involving
19 value-added agriculture, advanced technology, or
20 biotechnology.

21 d. The department shall not use any moneys
22 appropriated in this section for purposes of providing
23 financial assistance for the Iowa green streets pilot
24 project or for any other program or project that
25 involves the installation of geothermal systems for
26 melting snow and ice from streets or sidewalks.

27 6. WORLD FOOD PRIZE

28 For allocating moneys for the world food prize and
29 notwithstanding the standing appropriation in section
30 15.368, subsection 1:

31 \$ 250,000

32 7. IOWA COMMISSION ON VOLUNTEER SERVICE

33 For allocation to the Iowa commission on volunteer
34 service for the Iowa's promise and mentoring
35 partnership programs, for transfer to the Iowa state
36 commission grant program, and for not more than the
37 following full-time equivalent positions:

38 \$ 89,067

39 FTEs 7.00

40 Of the moneys appropriated in this subsection, the
41 department shall allocate \$37,500 for purposes of
42 the Iowa state commission grant program and \$51,567
43 for purposes of the Iowa's promise and mentoring
44 partnership programs.

45 Notwithstanding section 8.33, moneys appropriated in
46 this subsection that remain unencumbered or unobligated
47 at the close of the fiscal year shall not revert but
48 shall remain available for expenditure for the purposes
49 designated until the close of the succeeding fiscal
50 year.

1 Sec. 53. VISION IOWA PROGRAM — FTE
2 AUTHORIZATION. For purposes of administrative
3 duties associated with the vision Iowa program for the
4 fiscal year beginning July 1, 2012, the department of
5 economic development is authorized an additional 2.25
6 FTEs above those otherwise authorized in this division
7 of this Act.

8 Sec. 54. INSURANCE ECONOMIC DEVELOPMENT. From
9 the moneys collected by the division of insurance in
10 excess of the anticipated gross revenues under section
11 505.7, subsection 3, during the fiscal year beginning
12 July 1, 2012, \$100,000 shall be transferred to the
13 department of economic development for insurance
14 economic development and international insurance
15 economic development.

16 Sec. 55. COMMUNITY DEVELOPMENT LOAN
17 FUND. Notwithstanding section 15E.120, subsection
18 5, there is appropriated from the Iowa community
19 development loan fund all moneys available during the
20 fiscal year beginning July 1, 2012, and ending June 30,
21 2013, to the department of economic development for
22 purposes of the community development program.

23 Sec. 56. WORKFORCE DEVELOPMENT FUND. There is
24 appropriated from the workforce development fund
25 account created in section 15.342A to the workforce
26 development fund created in section 15.343 for the
27 fiscal year beginning July 1, 2012, and ending June
28 30, 2013, the following amount, for purposes of the
29 workforce development fund:

30 \$ 2,000,000

31 Sec. 57. WORKFORCE DEVELOPMENT
32 ADMINISTRATION. From moneys appropriated or
33 transferred to or receipts credited to the workforce
34 development fund created in section 15.343, up to
35 \$400,000 for the fiscal year beginning July 1,
36 2012, and ending June 30, 2013, are appropriated
37 to the department of economic development for the
38 administration of workforce development activities
39 including salaries, support, maintenance, and
40 miscellaneous purposes, and for not more than the
41 following full-time equivalent positions:

42 FTEs 4.00

43 Sec. 58. JOB TRAINING FUND. Notwithstanding
44 section 15.251, all moneys in the job training fund on
45 July 1, 2012, and any moneys appropriated or credited
46 to the fund during the fiscal year beginning July 1,
47 2012, shall be transferred to the workforce development
48 fund established pursuant to section 15.343.

49 Sec. 59. IOWA STATE UNIVERSITY.
50 1. There is appropriated from the general fund

1 of the state to Iowa state university of science
2 and technology for the fiscal year beginning July
3 1, 2012, and ending June 30, 2013, the following
4 amount, or so much thereof as is necessary, to be used
5 for small business development centers, the science
6 and technology research park, and the institute for
7 physical research and technology, and for not more than
8 the following full-time equivalent positions:

9 \$ 1,212,151
10 FTEs 56.63

11 2. Of the moneys appropriated in subsection 1,
12 Iowa state university of science and technology shall
13 allocate at least \$468,178 for purposes of funding
14 small business development centers. Iowa state
15 university of science and technology may allocate
16 moneys appropriated in subsection 1 to the various
17 small business development centers in any manner
18 necessary to achieve the purposes of this subsection.

19 3. Iowa state university of science and technology
20 shall do all of the following:

21 a. Direct expenditures for research toward projects
22 that will provide economic stimulus for Iowa.

23 b. Provide emphasis to providing services to
24 Iowa-based companies.

25 4. It is the intent of the general assembly
26 that the industrial incentive program focus on Iowa
27 industrial sectors and seek contributions and in-kind
28 donations from businesses, industrial foundations, and
29 trade associations, and that moneys for the institute
30 for physical research and technology industrial
31 incentive program shall be allocated only for projects
32 which are matched by private sector moneys for directed
33 contract research or for nondirected research. The
34 match required of small businesses as defined in
35 section 15.102, subsection 6, for directed contract
36 research or for nondirected research shall be \$1 for
37 each \$3 of state funds. The match required for other
38 businesses for directed contract research or for
39 nondirected research shall be \$1 for each \$1 of state
40 funds. The match required of industrial foundations
41 or trade associations shall be \$1 for each \$1 of state
42 funds.

43 Iowa state university of science and technology
44 shall report annually to the joint appropriations
45 subcommittee on economic development and the
46 legislative services agency the total amount of
47 private contributions, the proportion of contributions
48 from small businesses and other businesses, and
49 the proportion for directed contract research and
50 nondirected research of benefit to Iowa businesses and

1 industrial sectors.

2 5. Notwithstanding section 8.33, moneys
3 appropriated in this section that remain unencumbered
4 or unobligated at the close of the fiscal year shall
5 not revert but shall remain available for expenditure
6 for the purposes designated until the close of the
7 succeeding fiscal year.

8 Sec. 60. UNIVERSITY OF IOWA.

9 1. There is appropriated from the general fund
10 of the state to the state university of Iowa for the
11 fiscal year beginning July 1, 2012, and ending June
12 30, 2013, the following amount, or so much thereof
13 as is necessary, to be used for the state university
14 of Iowa research park and for the advanced drug
15 development program at the Oakdale research park,
16 including salaries, support, maintenance, equipment,
17 miscellaneous purposes, and for not more than the
18 following full-time equivalent positions:

19	\$	104,640
20	FTEs	6.00

21 2. The state university of Iowa shall do all of the
22 following:

- 23 a. Direct expenditures for research toward projects
- 24 that will provide economic stimulus for Iowa.
- 25 b. Provide emphasis to providing services to
- 26 Iowa-based companies.

27 3. Notwithstanding section 8.33, moneys
28 appropriated in this section that remain unencumbered
29 or unobligated at the close of the fiscal year shall
30 not revert but shall remain available for expenditure
31 for the purposes designated until the close of the
32 succeeding fiscal year.

33 Sec. 61. UNIVERSITY OF NORTHERN IOWA.

34 1. There is appropriated from the general fund of
35 the state to the university of northern Iowa for the
36 fiscal year beginning July 1, 2012, and ending June 30,
37 2013, the following amount, or so much thereof as is
38 necessary, to be used for the metal casting institute,
39 the MyEntreNet internet application, and the institute
40 of decision making, including salaries, support,
41 maintenance, miscellaneous purposes, and for not more
42 than the following full-time equivalent positions:

43	\$	287,358
44	FTEs	6.75

45 2. Of the moneys appropriated pursuant to
46 subsection 1, the university of northern Iowa shall
47 allocate at least \$58,820 for purposes of support
48 of entrepreneurs through the university's regional
49 business center.

50 3. The university of northern Iowa shall do all of

1 the following:

2 a. Direct expenditures for research toward projects
3 that will provide economic stimulus for Iowa.

4 b. Provide emphasis to providing services to
5 Iowa-based companies.

6 4. Notwithstanding section 8.33, moneys
7 appropriated in this section that remain unencumbered
8 or unobligated at the close of the fiscal year shall
9 not revert but shall remain available for expenditure
10 for the purposes designated until the close of the
11 succeeding fiscal year.

12 Sec. 62. BOARD OF REGENTS REPORT. The state board
13 of regents shall submit a report on the progress of
14 regents institutions in meeting the strategic plan for
15 technology transfer and economic development to the
16 secretary of the senate, the chief clerk of the house
17 of representatives, and the legislative services agency
18 by January 15, 2013.

19 Sec. 63. DEPARTMENT OF WORKFORCE
20 DEVELOPMENT. There is appropriated from the general
21 fund of the state to the department of workforce
22 development for the fiscal year beginning July 1, 2012,
23 and ending June 30, 2013, the following amounts, or
24 so much thereof as is necessary, for the purposes
25 designated:

26 1. DIVISION OF LABOR SERVICES

27 a. For the division of labor services, including
28 salaries, support, maintenance, miscellaneous
29 purposes, and for not more than the following full-time
30 equivalent positions:

31 \$ 1,747,720
32 FTEs 64.00

33 b. From the contractor registration fees, the
34 division of labor services shall reimburse the
35 department of inspections and appeals for all costs
36 associated with hearings under chapter 91C, relating
37 to contractor registration.

38 2. DIVISION OF WORKERS' COMPENSATION

39 a. For the division of workers' compensation,
40 including salaries, support, maintenance, miscellaneous
41 purposes, and for not more than the following full-time
42 equivalent positions:

43 \$ 1,533,384
44 FTEs 30.00

45 b. The division of workers' compensation shall
46 charge a \$100 filing fee for workers' compensation
47 cases. The filing fee shall be paid by the petitioner
48 of a claim. However, the fee can be taxed as a cost
49 and paid by the losing party, except in cases where
50 it would impose an undue hardship or be unjust under

1 the circumstances. The moneys generated by the filing
2 fee allowed under this subsection are appropriated to
3 the department of workforce development to be used for
4 purposes of administering the division of workers'
5 compensation.

6 3. WORKFORCE DEVELOPMENT OPERATIONS

7 a. For the operation of field offices, the
8 workforce development board, and for not more than the
9 following full-time equivalent positions:

10 \$ 4,335,676
11 FTEs 130.00

12 b. Of the moneys appropriated in paragraph "a"
13 of this subsection, the department shall allocate
14 \$4,330,240 for the operation of field offices.

15 c. The department shall not reduce the number of
16 field offices below the number of field offices being
17 operated as of January 1, 2009.

18 4. OFFENDER REENTRY PROGRAM

19 a. For the development and administration of an
20 offender reentry program to provide offenders with
21 employment skills, and for not more than the following
22 full-time equivalent positions:

23 \$ 142,232
24 FTEs 3.00

25 b. The department shall partner with the department
26 of corrections to provide staff within the correctional
27 facilities to improve offenders' abilities to find and
28 retain productive employment.

29 5. DEFINITIONS

30 For purposes of this section:

31 a. "Field office" means a satellite office of
32 a workforce development center through which the
33 workforce development center maintains a physical
34 presence in a county as described in section 84B.2.
35 For purposes of this paragraph, a workforce development
36 center maintains a physical presence in a county if the
37 center employs a staff person. "Field office" does not
38 include the presence of a workforce development center
39 maintained by electronic means.

40 b. "Workforce development center" means a center
41 at which state and federal employment and training
42 programs are colocated and at which services are
43 provided at a local level as described in section
44 84B.1.

45 6. NONREVERSION

46 Notwithstanding section 8.33, moneys appropriated in
47 this section that remain unencumbered or unobligated
48 at the close of the fiscal year shall not revert but
49 shall remain available for expenditure for the purposes
50 designated until the close of the succeeding fiscal

1 year.

2 Sec. 64. ACCOUNTABILITY — AUDIT. The auditor of
3 state shall annually conduct an audit of the department
4 of workforce development and shall report the findings
5 of such annual audit, including the accountability
6 of programs of the department, to the chairpersons
7 and ranking members of the joint appropriations
8 subcommittee on economic development. The department
9 shall pay for the costs associated with the audit.

10 Sec. 65. EMPLOYMENT SECURITY CONTINGENCY FUND.

11 1. There is appropriated from the special
12 employment security contingency fund to the department
13 of workforce development for the fiscal year beginning
14 July 1, 2012, and ending June 30, 2013, the following
15 amount, or so much thereof as is necessary, to be used
16 for field offices:

17 \$ 608,542

18 2. Any remaining additional penalty and interest
19 revenue collected by the department of workforce
20 development is appropriated to the department for the
21 fiscal year beginning July 1, 2012, and ending June 30,
22 2013, to accomplish the mission of the department.

23 Sec. 66. UNEMPLOYMENT COMPENSATION RESERVE FUND
24 — FIELD OFFICES. Notwithstanding section 96.9,
25 subsection 8, paragraph "e", there is appropriated
26 from interest earned on the unemployment compensation
27 reserve fund to the department of workforce development
28 for the fiscal year beginning July 1, 2012, and ending
29 June 30, 2013, the following amount or so much thereof
30 as is necessary, for the purposes designated:

31 For the operation of field offices:

32 \$ 1,200,000

33 Sec. 67. GENERAL FUND — EMPLOYEE MISCLASSIFICATION
34 PROGRAM. There is appropriated from the general fund
35 of the state to the department of workforce development
36 for the fiscal year beginning July 1, 2012, and
37 ending June 30, 2013, the following amount, or so much
38 thereof as is necessary, to be used for the purposes
39 designated:

40 For enhancing efforts to investigate employers that
41 misclassify workers and for not more than the following
42 full-time equivalent positions:

43 \$ 225,729

44 FTEs 8.10

45 Sec. 68. APPROPRIATIONS RESTRICTED. The department
46 of workforce development shall not use any of the
47 moneys appropriated in this division of this Act for
48 purposes of the national career readiness certificate
49 program.

50 Sec. 69. IOWA FINANCE AUTHORITY.

1 1. There is appropriated from the general fund
2 of the state to the Iowa finance authority for the
3 fiscal year beginning July 1, 2012, and ending June 30,
4 2013, the following amount, or so much thereof as is
5 necessary, to be used to provide reimbursement for rent
6 expenses to eligible persons under the rent subsidy
7 program:

8 \$ 329,000

9 2. Participation in the rent subsidy program
10 shall be limited to only those persons who meet the
11 requirements for the nursing facility level of care for
12 home and community-based services waiver services as in
13 effect on July 1, 2011, and to those individuals who
14 are eligible for the federal money follows the person
15 grant program under the medical assistance program. Of
16 the moneys appropriated in this section, not more than
17 \$35,000 may be used for administrative costs.

18 Sec. 70. IOWA FINANCE AUTHORITY AUDIT. The auditor
19 of state is requested to review the audit of the Iowa
20 finance authority performed by the auditor hired by the
21 authority.

22 Sec. 71. PUBLIC EMPLOYMENT RELATIONS BOARD.

23 1. There is appropriated from the general fund of
24 the state to the public employment relations board for
25 the fiscal year beginning July 1, 2012, and ending June
26 30, 2013, the following amount, or so much thereof as
27 is necessary, for the purposes designated:

28 For salaries, support, maintenance, miscellaneous
29 purposes, and for not more than the following full-time
30 equivalent positions:

31 \$ 528,936
32 FTEs 10.00

33 2. Of the moneys appropriated in this section,
34 the board shall allocate \$15,000 for maintaining a
35 website that allows searchable access to a database of
36 collective bargaining information.

37 Sec. 72. UNEMPLOYMENT COMPENSATION PROGRAM. Notwithstanding
38 section 96.9, subsection 4, paragraph "a", moneys
39 credited to the state by the secretary of the treasury
40 of the United States pursuant to section 903 of
41 the Social Security Act are appropriated to the
42 department of workforce development and shall be
43 used by the department for the administration of
44 the unemployment compensation program only. This
45 appropriation shall not apply to any fiscal year
46 beginning after December 31, 2012.

47 DIVISION V
48 CONDITIONAL EFFECTIVE DATE
49 AND RETROACTIVE APPLICABILITY
50 Sec. 73. EFFECTIVE DATE AND RETROACTIVE

1 APPLICABILITY. Unless otherwise provided, this Act,
2 if approved by the governor on or after July 1, 2011,
3 takes effect upon enactment and applies retroactively
4 to July 1, 2011.>

5 2. Title page, line 5, by striking <and related
6 matters> and inserting <and addressing related matters
7 including tax credits>

8 3. By renumbering as necessary.

WILLIAM DOTZLER